
HOUSE BILL No. 1165

DIGEST OF INTRODUCED BILL

Citations Affected: IC 22-13-2-3.

Synopsis: Local codes for electric contractors. Provides that a city, town, or county may not adopt an ordinance that includes requirements with regard to electrical systems that are more stringent or detailed than the fire prevention and building safety commission's fire safety rules or building rules.

Effective: July 1, 2001.

Liggett, Thompson

January 9, 2001, read first time and referred to Committee on Commerce, Economic Development and Technology.

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Introduced

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1165

A BILL FOR AN ACT to amend the Indiana Code concerning labor and industrial safety.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 22-13-2-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 3. (a) Except to the
3 extent provided in subsection (c), The rules adopted under section 2 of
4 this chapter take precedence over:

5 (1) any rule adopted by a state agency that conflicts with the
6 commission's fire safety rules or building rules; and

7 (2) any ordinance or other regulation adopted by a political
8 subdivision that covers the same subject matter as the
9 commission's fire safety rules or building rules.

10 (b) State agencies and political subdivisions may incorporate the
11 rules adopted by the commission by reference into a rule, ordinance, or
12 other regulation. Notwithstanding IC 4-22-9-6, a reference to the rules
13 adopted by the commission, by citation to the Indiana Administrative
14 Code (IAC), shall be construed to include all amendments as of the
15 date that the reference is written and any later amendments to that
16 provision, unless accompanied by a reference to a specific edition or
17 supplement to the Indiana Administrative Code.

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1 (c) **Except as provided in subsection (d)**, a city, town, or county
2 may adopt an ordinance that includes more stringent or detailed
3 requirements that do not conflict with the commission's rules but the
4 ordinance is subject to approval under section 5 of this chapter.

5 (d) **A city, town, or county may not adopt an ordinance that**
6 **includes requirements with regard to electrical systems that are**
7 **more stringent or detailed than the commission's fire safety rules**
8 **or building rules. Requirements in an ordinance that are more**
9 **strict or detailed than the commission's fire safety rules or building**
10 **rules are void under this subsection even if the ordinance does not**
11 **conflict with the commission's rules.**

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